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Chief Clerk of the House

FILED JAN 25 2005

By:



H.B. No. 584

A BILL TO BE ENTITLED

AN ACT

relating to reimbursement under certain health benefit plans for
services provided by licensed athletic trainers.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter I, Chapter 843, Insurance Code, is
amended by adding Section 843.3121 to read as follows:

Sec. 843.3121. ATHLETIC TRAINERS. A health maintenance
organization may not refuse to contract with an athletic trainer,
as defined by Section 451.001, Occupations Code, to be included in
the organization's provider network or refuse to reimburse the
athletic trainer for a covered service that a physician has
requested the athletic trainer to perform.

SECTION 2. Subchapter B, Chapter 1301, Insurance Code, as
effective April 1, 2005, is amended by adding Section 1301.0522 to
read as follows:

Sec. 1301.0522. DESIGNATION OF LICENSED ATHLETIC TRAINER AS
PREFERRED PROVIDER. An insurer offering a preferred provider
benefit plan may not refuse to contract with an athletic trainer, as
defined by Section 451.001, Occupations Code, to be included in the
provider network or refuse to reimburse the athletic trainer for a
covered service that a physician has requested the athletic trainer
to perform.

SECTION 3. Section 1451.001, Insurance Code, as effective
April 1, 2005, is amended by adding Subsection (8-a) to read as

1 follows:

2 (8-a) "Licensed athletic trainer" means an individual
3 licensed by the Advisory Board of Athletic Trainers.

4 SECTION 4. Subchapter C, Chapter 1451, Insurance Code, as
5 effective April 1, 2005, is amended by adding Section 1451.1201 to
6 read as follows:

7 Sec. 1451.1201. SELECTION OF LICENSED ATHLETIC TRAINER. An
8 insured may select a licensed athletic trainer to provide the
9 services scheduled in the health insurance policy that are within
10 the scope of the athletic trainer's license.

11 SECTION 5. This Act applies only to a health insurance
12 policy or contract or an evidence of coverage that is delivered,
13 issued for delivery, or renewed on or after January 1, 2006. A
14 health insurance policy or contract or an evidence of coverage that
15 is delivered, issued for delivery, or renewed before January 1,
16 2006, is governed by the law as it existed immediately before the
17 effective date of this Act, and that law is continued in effect for
18 that purpose.

19 SECTION 6. This Act takes effect September 1, 2005.

HOUSE COMMITTEE REPORT

05 APR 27 AM 8:32
HOUSE OF REPRESENTATIVES

1st Printing

By: Delisi, Woolley

H.B. No. 584

Substitute the following for H.B. No. 584:

By: Seaman

C.S.H.B. No. 584

A BILL TO BE ENTITLED

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services provided by licensed athletic trainers.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 1451.001, Insurance Code, as effective
April 1, 2005, is amended by adding Subdivision (8-a) to read as
follows:

(8-a) "Licensed athletic trainer" means an individual
licensed by the Advisory Board of Athletic Trainers.

SECTION 2. Subchapter C, Chapter 1451, Insurance Code, as
effective April 1, 2005, is amended by adding Section 1451.1201 to
read as follows:

Sec. 1451.1201. SELECTION OF LICENSED ATHLETIC TRAINER. An
insured may select a licensed athletic trainer to provide the
services scheduled in the health insurance policy that are within
the scope of the athletic trainer's license.

SECTION 3. This Act applies only to a health insurance
policy or contract that is delivered, issued for delivery, or
renewed on or after January 1, 2006. A health insurance policy or
contract that is delivered, issued for delivery, or renewed before
January 1, 2006, is governed by the law as it existed immediately
before the effective date of this Act, and that law is continued in
effect for that purpose.

SECTION 4. This Act takes effect September 1, 2005.

COMMITTEE REPORT

The Honorable Tom Craddick
Speaker of the House of Representatives

4/21/2005
(date)

Sir:

We, your COMMITTEE ON INSURANCE

to whom was referred HB 584 have had the same under consideration and beg to report back with the recommendation that it

- () do pass, without amendment.
- () do pass, with amendment(s).
- (☒) do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.
- (☒) yes () no A fiscal note was requested.
- () yes (☒) no A criminal justice policy impact statement was requested.
- () yes (☒) no An equalized educational funding impact statement was requested.
- () yes (☒) no An actuarial analysis was requested.
- () yes (☒) no A water development policy impact statement was requested.
- () yes (☒) no A tax equity note was requested.
- () The Committee recommends that this measure be sent to the Committee on Local and Consent Calendars.

For Senate Measures: House Sponsor _____

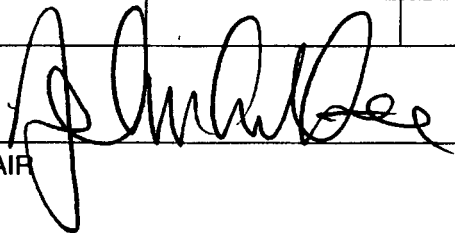
Joint Sponsors: _____ / _____ / _____

Co-Sponsors: _____

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Smithee, Chair	<input checked="" type="checkbox"/>			
Seaman, Vice-chair	<input checked="" type="checkbox"/>			
Eiland				<input checked="" type="checkbox"/>
Isett	<input checked="" type="checkbox"/>			
Keffer, W.	<input checked="" type="checkbox"/>			
Oliveira				<input checked="" type="checkbox"/>
Taylor	<input checked="" type="checkbox"/>			
Thompson	<input checked="" type="checkbox"/>			
Van Arsdale	<input checked="" type="checkbox"/>			

Total 7 aye
 0 nay
 0 present, not voting
 2 absent


CHAIR

BILL ANALYSIS

C.S.H.B. 584
By: Delisi
Insurance
Committee Report (Substituted)

BACKGROUND AND PURPOSE

Current Texas law does not include licensed athletic trainers as practitioners whom insurance policy provisions must recognize. CSHB 584 amends the Insurance Code to add licensed athletic trainers to professions which must be recognized by insurance companies.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

SECTION 1: CSHB 584 amends Chapter 1451 of the Insurance Code as effective April 1, 2005, to add a definition of "licensed athletic trainer" as an individual licensed by the Advisory Board of Athletic Trainers.

SECTION 2: Provides that an insured person is authorized to select a licensed athletic trainer to provide services in the health insurance policy that are within the scope of the trainer's license.

SECTION 3: The Act applies only to health insurance policies that are issued, delivered, or renewed after January 1, 2006.

SECTION 4: Effective date

EFFECTIVE DATE

September 1, 2005. The Act applies beginning with January 1, 2006.

COMPARISON OF ORIGINAL TO SUBSTITUTE

CSHB 584 eliminates Sections 1 and 2 of the original that required reimbursement of the athletic trainer for services that a physician requested the trainer to perform. It eliminates the mandates on insurance companies to cover these services.

SUMMARY OF COMMITTEE ACTION

HB 584

April 4, 2005 1:15PM or upon final adjourn./recess

Considered in public hearing
Committee substitute considered in committee
Testimony taken in committee (See attached witness list.)
Left pending in committee

April 21, 2005 upon lunch recess

Considered in formal meeting
Committee substitute considered in committee
Reported favorably as substituted

2
1

WITNESS LIST

HB 584
HOUSE COMMITTEE REPORT
Insurance Committee

April 4, 2005 - 1:15PM or upon final adjourn./recess

Against: Green, Shelton (Texas Association of Business)

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION

April 26, 2005

TO: Honorable John T. Smithee, Chair, House Committee on Insurance

FROM: John S. O'Brien, Deputy Director, Legislative Budget Board

IN RE: HB584 by Delisi (relating to reimbursement under certain health benefit plans for services provided by licensed athletic trainers.), Committee Report 1st House, Substituted

No significant fiscal implication to the State is anticipated.

The bill would amend the Insurance Code related to reimbursement under certain health benefit plans for services provided by licensed athletic trainers.

The Texas Department of Insurance anticipates any additional work resulting from the passage of the bill could be reasonably absorbed within current resources. The Texas Department of Insurance's Health Maintenance Organization area reports that it would expect an increase in complaints from licensed athletic trainers and will have to evaluate network adequacy for these types of providers.

This bill would take effect September 1, 2005.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 454 Department of Insurance

LBB Staff: JOB, JRO, MW, NV

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION

February 17, 2005

TO: Honorable John T. Smithee, Chair, House Committee on Insurance

FROM: John S. O'Brien, Deputy Director, Legislative Budget Board

IN RE: HB584 by Delisi (Relating to reimbursement under certain health benefit plans for services provided by licensed athletic trainers.), **As Introduced**

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The bill would amend the Insurance Code related to reimbursement under certain health benefit plans for services provided by licensed athletic trainers.

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LBB Staff: JOB, JRO, MW, NV

ADOPTED

MAY 05 2005

Robert Hanes
Chief Clerk
House of Representatives

By

Substitute the following for H.B. No. 584:

By:

~~H.B. No. 584~~

~~C.S. H.B. No. 584~~

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SECTION 2. Subchapter C, Chapter 1451, Insurance Code, as effective April 1, 2005, is amended by adding Section 1451.1201 to read as follows:

Sec. 1451.1201. SELECTION OF LICENSED ATHLETIC TRAINER. An insured may select a licensed athletic trainer to provide the services scheduled in the health insurance policy that are within the scope of the athletic trainer's license.

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SECTION 4. This Act takes effect September 1, 2005.

2ND READING
ENGROSSMENT

By: Delisi, Woolley

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HOUSE ENGROSSMENT

By: Delisi, Woolley

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LEGISLATIVE BUDGET BOARD
Austin, Texas

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Source Agencies: 454 Department of Insurance

LBB Staff: JOB, JRO, MW, NV

LEGISLATIVE BUDGET BOARD
Austin, Texas

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Source Agencies: 454 Department of Insurance

LBB Staff: JOB, JRO, MW, NV

JOINT AUTHOR AUTHORIZATION

As primary author of HB 584 I hereby authorize the following joint author(s):
(bill or resolution #)

BEVERLY WOOLLEY
printed name of joint author #1

Beverly Woolley
signature of joint author #1

3/23/05

printed name of joint author #2

signature of joint author #2

printed name of joint author #3

signature of joint author #3

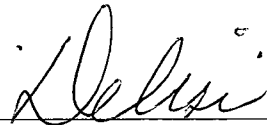
printed name of joint author #4

signature of joint author #4

Quinn Delo
signature of primary author

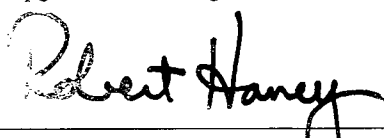
23 Mar 05
date

H.B. No. S 84

By 

A BILL TO BE ENTITLED
AN ACT
relating to reimbursement under certain health benefit plans for services provided by licensed athletic trainers.

JAN 25 2005 Filed with the Chief Clerk
FEB 08 2005 Read first time and referred to Committee on Insurance
APR 21 2005 Reported favorably [REDACTED]
(as substituted)
APR 27 2005 Sent to Committee on (Calendars) [REDACTED]
MAY 05 2005 Read second time (comm. subst.) [REDACTED]; passed to third reading [REDACTED] by a (non-record vote)
(record vote of yeas, nays, present, not voting)
Constitutional rule requiring bills to be read on three several days suspended (failed to suspend)
by a vote of yeas, nays, present, not voting
MAY 09 2005 Read third time [REDACTED]; finally passed [REDACTED] by a (non-record vote)
(record vote of yeas, nays, present, not voting)
 Engrossed
MAY 10 2005 Sent to Senate


CHIEF CLERK OF THE HOUSE

OTHER HOUSE ACTION:

MAY 10 2005 Received from the House
MAY 12 2005 Read and referred to Committee on STATE AFFAIRS
 Reported favorably
 Reported adversely, with favorable Committee Substitute; Committee Substitute read first time
 Ordered not printed
 Laid before the Senate
 Senate and Constitutional Rules to permit consideration suspended by (unanimous consent)
(yeas, nays)
 Read second time, , and passed to third reading by (unanimous consent)
(a viva voce vote)
(yeas, nays)
 Senate and Constitutional 3 Day Rules suspended by a vote of yeas, nays
 Read third time, , and passed by a (viva voce vote)
(yeas, nays)
 Returned to the House

SECRETARY OF THE SENATE

OTHER SENATE ACTION:

_____ Returned from the Senate (as substituted)
(with amendments)

_____ House concurred in Senate amendments by a (non-record vote)
(record vote of _____ yeas, _____ nays, _____ present, not voting)

_____ House refused to concur in Senate amendments and requested the appointment of a conference committee
by a (non-record vote) (record vote of _____ yeas, _____ nays, _____ present, not voting)

_____ House conferees appointed: _____, Chair; _____,
_____, _____, _____

_____ Senate granted House request. Senate conferees appointed: _____, Chair;
_____, _____, _____

_____ Conference committee report adopted (rejected) by the House by a (non-record vote)
(record vote of _____ yeas, _____ nays, _____ present, not voting)

_____ Conference committee report adopted (rejected) by the Senate by a (viva voce vote)
(record vote of _____ yeas, _____ nays)

05 APR 27 AM 8:32

HOUSE OF REPRESENTATIVES